

ORIGINAL

BEFORE THE

Federal Communications Commission

WASHINGTON, D.C.

ORIGINAL
FILE

In the Matter of)
)
Amendment of Section 73.202(b)) RM-
Table of Assignments,)
FM Broadcast Stations.)
(Pontiac, Illinois))

To: Mass Media Bureau
Policy & Rules Division
Allocations Branch

RECEIVED
AUG 25 1992
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

PETITION FOR RULE MAKING

Livingston County Broadcasters, Inc., licensee of FM station WJEZ, Pontiac, Illinois ("WJEZ"), respectfully petitions the Commission to amend Section 73.202(b) of the Commission's Rules to substitute Channel 229B1 for Channel 229A at Pontiac, Illinois, and to modify the license of WJEZ to specify operations on the upgraded channel.

WJEZ presently operates on Channel 276A, but has been ordered to Channel 229A, at its present transmitter location, by the Report and Order in MM Docket No. 90-137, RM-7106. As shown by the attached engineering study done by Dybedock and Associates, Inc., WJEZ will be permitted to upgrade its facility from a Class A to a Class B1 while meeting the spacing requirements of 73.207 of the Commission's Rules. A location south of Pontiac was determined to be suitable and meets the spacing requirements of 73.207. There is available for

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construction of the B1 facility a substantial area in that vicinity which will meet the requirements of 73.315 by placing a 70 dBu signal over Pontiac.

By upgrading to Channel 229B1, WJEZ would be able to increase its power to full Class B1 facilities. Its coverage area would grow as well, resulting in a new broadcast service becoming available to a significant number of people. No other change in the Table of Allotments would be required to accommodate WJEZ's request. Thus, this proposal is in the public interest.

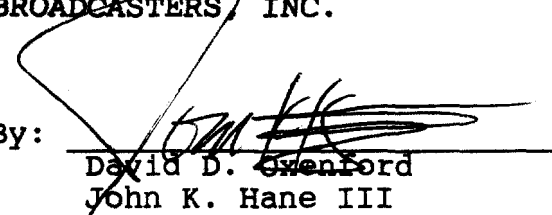
WJEZ will promptly file an application for a construction permit upon the finality of this channel change, and will promptly construct on the new frequency upon grant of the permit.

Accordingly, Section 73.302(b) of the Rules should be amended as requested.

Respectfully submitted,

LIVINGSTON COUNTY
BROADCASTERS, INC.

By:


David D. Owenford
John K. Hane III

Its Attorneys

FISHER, WAYLAND, COOPER
& LEADER
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(202) 659-3494

Dated: August 25, 1992

ENGINEERING STATEMENT

SUPPORTING

PETITION TO AMEND 73.202, THE FCC FM TABLE OF ALLOTMENTS

ON BEHALF OF

**LIVINGSTON COUNTY BROADCASTERS, INC.
PONTIAC, ILLINOIS**

DYBEDOCK and Associates, Inc.

1455 Budd Blvd. / Kankakee, Illinois 60901
(815) 937-1722

ENGINEERING STUDY

WJEZ (FM)
BLH-4485
PONTIAC, ILLINOIS

This Engineering Study is in support of a Petition to Amend the FM Table of Allotments, 73.202(b), to Substitute Channel 229B1 for Channel 229A at Pontiac, Illinois.

WJEZ is currently operating on Channel 276A with 3.0 kW. at 56 meters above average terrain, but is ordered to Channel 229A at its present transmitter location by Docket 90-137, RM-7106.

Dybedock and Associates, Inc. has been retained by Livingston County Broadcasters, Inc. to determine a location which will permit WJEZ to upgrade its facility from a Class A to a Class B1 while meeting the spacing requirements of 73.207. A location South of Pontiac was determined to be suitable and meets the spacing requirements of 73.207. The geographic coordinates of the sample restricted site are 40° 48' 00" North, 88° 42' 00" West, which is approximately 13 kilometers south-south-west of Pontiac. A substantial area in that vicinity will be available for the construction of the station, and which will meet the requirements of 73.315 with regard to the placement of a minimum of 70 dBu. signal over the community of license.

A spacing studies is included which shows that Channel 229B1 at Pontiac, Illinois will not short space any existing or proposed stations or allocations. The study uses the Dataworld database of 12/04/91.

Upon grant of this petition, Livingston County Broadcasters, Inc. will promptly submit an application to change its transmitter location, increase power, and modify its license to specify operation on Channel 229 with Class B1 status.

FM Spacing study

Title: WJEZ B1
Channel 229B1 (93.7 MHz)
Database: DW 12/04/91

Latitude: 40-48-00
Longitude: 88-42-00
Safety zone: 45 km

Call	Auth	Licensee name	Chan	ERP-kW	Latitude	Br-to	Dist.	Req.
City of License	St	FCC File no.	Freq	EAH-m	Longitude	-from	(km)	(km)
=====								
WYDS	CP	HOWARD G BILL	226A	6DA	39-48-35	192.8	112.7	48
DECATUR		IL BMPH-910501IB	93.1	100	88-59-31	12.6	64.73	CLEAR
CP Granted 09/12/91 per FCC release #21210 dated 09/19/91;								
Call Granted 02/01/91 per FCC release #151 dated 02/01/91								
WKZW	LIC	MIDWEST TELEVISION INCOR	227B	40	40-38-07	255.7	73.18	71
PEORIA		IL BLH-810206AI	93.3	168	89-32-19	75.2	2.180	CLOSE
Affiliated with WMBD(AH)								
WJTW	LIC	NEW HORIZONS COMMUNICATI	228A	3	41-32-18	31.6	96.53	96
JOLIET		IL BLH-5685	93.5	79	88-05-35	212.0	.528	CLOSE
Was WAJP 12/16/85								
WITT	LIC	ILLINI BROADCASTING INCO	228A	3	39-47-58	162.5	116.5	96
TUSCOLA		IL BLH-860721KC	93.5	45	88-17-20	342.7	20.47	CLEAR
Deletion proposed								
RM		DELETION REQUESTED	228A		39-47-58	162.5	116.5	96
TUSCOLA		IL RM-7630	93.5		88-17-20	342.7	20.47	CLEAR
Deletion proposed; COUNTERPROPOSAL TO DOC-90-477; released 02/15/91								
WJEZ	ORD	LIVINGSTON CTY BROADCAST	229A		40-52-31	44.2	11.69	143
PONTIAC		IL DOC-90-137	93.7		88-36-11	224.3	-131	SHORT
ORDERED FROM 276A; Affiliated with WPOK(AH)								
RM		RULE MAKING PETITION	229A		39-31-39	168.2	144.3	143
MATTOON		IL RM-7630	93.7		88-21-23	348.5	1.295	CLOSE
COUNTERPROPOSAL TO DOC-90-477; released 02/15/91								
WEKZ-FM	LIC	GREEN COUNTY BROADCASTIN	229B	36.3	42-34-35	337.7	213.9	211
MONROE		WI	93.7	177	89-41-35	157.0	2.919	CLOSE
Network: ABC; Affiliated with WEKZ(AH)								
PRM		PROPOSED RULE MAKING	230A		40-02-00	212.4	100.7	96
LINCOLN		IL DOC-90-523	93.9		89-20-00	32.0	4.681	CLOSE
SITE RESTRICTION 8 MI SE; PRM adopted 10/24/90, released 11/07/90								
WLIT-FM	LIC	WLIT INC SUB 19 INCORPOR	230B	4	41-52-44	36.2	149.3	145
CHICAGO		IL BLH-830301AG	93.9	482	87-38-10	216.9	4.287	CLOSE
Was WLAK 01/16/89								
WGFA-FM	LIC	IROQUOIS COUNTY BROADCAST	231B	26	40-47-48	90.0	79.92	71
WATSEKA		IL BLH-860902KC	94.1	112BT	87-45-11	270.6	8.917	CLOSE
Network: ABC; Affiliated with WGFA(AH)								

FM Spacing study

Title: WJEZ B1
Channel 229B1 (93.7 MHz)

Latitude: 40-48-00
Longitude: 88-42-00

Call	Auth	Licensee name	Chan	ERP-kW	Latitude	Br-to	Dist.	Req.
City of License	St	FCC File no.	Freq	EAH-m	Longitude	-from	(km)	(km)
WQEZ	LIC	PEORIA SATELLITE RADIO C	232A	2.90	40-49-48	273.1	67.44	48
CHILLICOTHE	IL	BLH-830118AA	94.3	91	89-29-54	92.6	19.44	CLEAR
Network: SMN; Was WBZH 03/08/91 per FCC release #153 dated 03/08/91								
WJMK	LIC	INFINITY BCG CORP OF ILL	282B	4.10	41-52-44	36.2	149.3	17
CHICAGO	IL	BLH-870506KJ	104.3	480	87-38-10	216.9	132.3	CLEAR
Network: US2; Affiliated with WJJD(AM)								
WFMB	LIC	NEUHOF BROADCASTING COR	283B	43.4	39-45-36	215.2	141.0	17
SPRINGFIELD	IL	BLH-830815AC	104.5	131	89-39-05	34.6	124.0	CLEAR
Network: ABC; Affiliated with WCVS(AM)								

>> End of channel 229B1 study <<

AFFIDAVIT

COUNTY OF KANKAKEE

SS:

STATE OF ILLINOIS

Howard S. Dybedock, being duly sworn upon oath deposes and says:

That he is the President of Dybedock and Associates, Inc., and is a qualified broadcast technical consultant;

That his qualifications are a matter of record with the Federal Communications Commission;

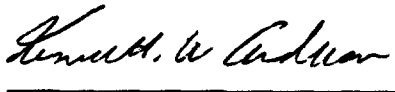
That his firm has been retained by Livingston County Broadcasters, Inc. to prepare this engineering exhibit;

That he has either prepared or directly supervised the preparation of all technical information contained in this engineering exhibit, and that all the facts stated herein are true of his knowledge except as to such statements as are stated to be based on information and belief and as to such statements he believes them to be true.

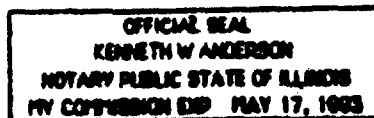

Howard S. Dybedock, President

Subscribed and sworn to before me this 10th. day of

December, 1991.


Notary Public

(SEAL)



My Commission expires 5/17/93.